

UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF TEXAS

LAREDO DIVISION

UNITED STATES OF AMERICA,) CRIMINAL NO. 5:08-1244-S2
)
vs.) January 28, 2010
)
ARMANDO GARCIA, A.K.A. "CACHETES")
TN:GERARDO CASTILLO-CHAVEZ,)
)
Defendant.)

TRANSCRIPT OF HECTOR GARCIA
BEFORE THE HONORABLE MICAELA ALVAREZ
DISTRICT COURT JUDGE, and a jury

APPEARANCES:

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transcription

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GOVERNMENT WITNESS:

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P-R-O-C-E-E-D-I-N-G-S

HECTOR GARCIA, GOVERNMENT WITNESS, SWORN

DIRECT EXAMINATION

BY MR. MORENO:

Q Would you please state your full name?

A Hector Javier Garcia.

Q And where do you work, Mr. Garcia?

A Currently, I'm working for the U.S. Border Patrol. And I'm a former investigator for the Webb County Sheriff's office.

Q How long have you been with border patrol?

A Approximately three years.

Q Okay. And how long did you work for the Webb County Sheriff's office?

A Two years.

Q Okay. Can you tell us what period you worked with the sheriff's office.

A From 2005 to January 11, 2007.

Q Okay. And what duties did you perform for the Webb County Sheriff's office?

A My position was Sergeant investigator, and I investigated crimes such as homicides, aggravated assaults, engaging, etc.

Q Okay. And were you so employed on or about March 18 of 2006?

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1 A Yes, sir.

2 Q Okay. Were you the investigator that was
3 assigned to investigate or follow-up on a shooting
4 involving a victim by the name of Gerardo Ramos?

5 A Yes, sir.

6 Q Okay. In terms of that specific shooting, can
7 you tell us what you did as part of your
8 investigation in that case?

9 A In the first case, yes, sir. I followed up and
10 met with a witness -- with the victim, which was
11 Mr. Ramos. Tried to obtain a voluntary statement as
12 to the facts that what happened that night.

13 Q Was he cooperative?

14 A Not really. I mean he was just giving us vague
15 information as far as the people that were there.

16 Q Where you did you go meet with him?

17 A I met -- I do not recall seeing him at the
18 scene because I went out there that night. I met
19 with him like a couple of days later at the
20 hospital.

21 Q Okay. By that time had you determined, you
22 know, what injuries if any he had suffered?

23 A I believe he had -- I don't remember. I don't
24 recall how many times he got shot, but he got shot a
25 couple of times.

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1 Q Okay. And when you saw him at the hospital,
2 you said he just gave you vague information?

3 A Yes, the first time.

4 Q Did you interview any of the other witnesses
5 who were at the scene that the night?

6 A Yes, I interviewed I believe Mariano Resendez.
7 At the scene, we obtained statement from him. And
8 also he provided vague information.

9 Q All right. Did you interview a person by the
10 name of Julio Cesar Resendez?

11 A I believe he was there at the scene the first
12 time. We had two -- two aggravated assaults.

13 Q Okay. I want to you stay on this one first.

14 A Yes, sir.

15 Q And so did you talk to him about this first
16 shooting?

17 A Yes, sir.

18 Q Okay. Now you mention that there was a second
19 shooting involving Mr. Julio Cesar Resendez?

20 A Yes, sir.

21 Q When did that happen?

22 A I want to say a couple -- about a week later or
23 so--

24 Q Okay.

25 A -- from that date.

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1 Q Okay. Let me help you -- would it help you
2 remember the date if I showed you a copy of one of
3 the reports?

4 A Yes, sir.

5 MR. MORENO: May I approach, Your Honor?

6 THE COURT: You may.

7 THE WITNESS: Yes, sir, March 31, 2006.

8 BY MR. MORENO:

9 Q Okay. And on that day were you also assigned
10 to be the investigator on that second shooting?

11 A No, sir. I was the agent -- I'm sorry -- Case
12 Agent Investigator Paez.

13 Q All right. How was it that you became aware
14 that Mr. Julio Cesar Resendez was involved in the
15 second shooting?

16 A Because Mr. Paez had advised me about that
17 shooting.

18 Q Okay. Did you coordinate your investigation
19 with Investigator Paez?

20 A Yes, sir.

21 Q Why was that?

22 A Because we had basically the same people, the
23 victims. This time it was Julio Cesar that got
24 shot.

25 Q Do you know where this second incident took

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1 place?

2 A If I read my report, 1103 Paseo Otiver.

3 Q So the same address?

4 A It's the same location.

5 Q Now you mentioned that at the second instance
6 it was Julio Cesar who was shot?

7 A Yes, sir.

8 Q Do you remember how many times he got shot?

9 A I want to say he got shot twice.

10 Q Now during the course of investigating this
11 case, did you also respond to the scene on April 2,
12 2006, for the murder of Jesus or Chuy Resendez and
13 Mariano Resendez?

14 A Actually, I did not respond to the scene, but I
15 did meet with the sister of Gerardo Ramos.

16 Q Okay. And by the way was Mariano Resendez that
17 you had spoken to after the shooting of Gerardo
18 Ramos on March 18 is that the same Mariano Ramos
19 that was killed on April 2nd with Jesus Resendez?

20 A I believe, Mariano Resendez, sir. That's the
21 same subject.

22 Q Why did you meet with the sister of Gerardo
23 Ramos?

24 A Because Ms. Ramos -- Pablo Ramos, the sister,
25 was an associate of mine back in the -- when I was

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1 at the university, so she had developed a rapport
2 with me. And she wanted to provide more information
3 on the subjects.

4 Q Okay and when you met with her did she turn
5 anything over to you?

6 A I believe not at that -- not that night. A
7 week or so later, we met. She was able to.

8 Q Where did you meet?

9 A In Cotulla, Texas.

10 Q Okay. And what, if anything, did she give you
11 in Cotulla, Texas?

12 A They gave me a Boost cell phone.

13 Q Okay. Where did the boost cell phone come
14 from?

15 A From one of the -- the day that Jesus -- I'm
16 sorry. Julio Cesar was shot. It was dropped at the
17 scene.

18 Q Okay. By one of the assailants?

19 A By the assailants. Yes, sir.

20 Q What did do you with that telephone?

21 A First we looked over the phone to see if it was
22 an abandoned phone at the time, and I wanted to see
23 whose phone it was. We were able to find, you know,
24 I believe it said something about a house or parents
25 house or something. And we -- based on our

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1 investigation, we found out that it was a subject
2 Jose Martinez's phone because we spoke to the
3 mother.

4 Q Okay. And do you know if this Jose Martinez is
5 also known as Pepe Martinez?

6 A Yes, sir.

7 Q Do you know what that subject looks like? Did
8 you determine what he looks like from your
9 investigation?

10 A If you show me a photo, I can probably.

11 MR. MORENO: Okay. Can I approach, Your
12 Honor?

13 THE COURT: You may.

14 BY MR. MORENO:

15 Q I'm showing you what I've marked as Government
16 Exhibit Number 181. Do you recognize that?

17 A Yes, that's Jose Pepe Martinez.

18 MR. MORENO: We offer Government Exhibit
19 Number 181, Your Honor.

20 THE COURT: Any objection?

21 MR. BALLI: No, Your Honor.

22 THE COURT: It's admitted.

23 (Government Exhibit 181 admitted.)

24 BY MR. MORENO:

25 Q Okay. So this is the individual that you

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1 traced the Boost phone back to?

2 A Yes, sir.

3 Q Okay. Now you said you spoke to his mother.

4 Where did you go speak to his mother?

5 A I believe we met at the H-E-B on Zapata

6 Highway. I do not know the exact address.

7 Q When you were trying to determine who owned the

8 phone and you discovered that it was Pepe Martinez,

9 did you figure out where he lived or what house was

10 connected him?

11 A Yes, sir. I believe it was 902 Musgo -- Santa

12 Rita area.

13 Q Okay. Do you know who else lives at 902 Musgo?

14 A At the time, there was a sister, Diana

15 Martinez. I want to say.

16 Q Anybody else?

17 A The mother. I don't remember her name -- and

18 David Orlando, which I think he was using the name

19 at the time.

20 Q Who was using the name?

21 A Jose Pepe Martinez.

22 Q Was using Orlando Martinez?

23 A David Orlando, the brother.

24 Q Okay. Jose Pepe Martinez was using his

25 brother's name David Orlando Martinez?

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1 A I believe so.

2 Q Okay. Now did you ever go to 902 Musgo?

3 A Yes, sir.

4 Q Do you remember approximately when you went 902
5 Musgo?

6 A I'm going to go ahead and see if I can remember
7 the date. I believe April 7, 2006.

8 Q So like five days after the murder of Jesus and
9 Mariano Resendez.

10 A Yes, sir.

11 Q Okay. And why did you go to 902 Musgo?

12 A To further -- for our investigation purposes we
13 went out there to see if they would -- if we would
14 meet up with Jose Martinez and try to interview him
15 on the aggravated assault.

16 Q Okay. And did you find anything when you went
17 to the house at Musgo?

18 A When I stepped out of the vehicle, I observed
19 two spent casings in front of the house.

20 Q In front of house?

21 A Yes, sir.

22 Q Okay. By the way what kind of house is it?

23 A I want to say I believe it was a manufactured
24 home. I'm not sure.

25 Q Like a trailer?

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1 A A trailer home.

2 Q A trailer home. Okay. And when you say in
3 front of the house where? Was it in front of the
4 house, the curb?

5 A Yeah, it was by some -- by the sidewalk, I
6 guess. It wasn't paved at the time, so there was
7 two spent casings there.

8 Q Okay. What did you do with the spent casings?

9 A The spent casings were processed. We put them
10 on an evidence tag, and they were placed in the Webb
11 County Sheriff's office evidence room.

12 Q What type of caliber of casings were they?

13 A I want to say they were -- I wouldn't remember
14 on the spent casings. I wouldn't remember. I
15 didn't write it down.

16 Q Okay. I mean do you remember whether they were
17 pistol or rifle?

18 A They were pistol. A pistol. More likely nine.

19 Q Okay. So you've recovered this telephone from
20 the sister of Gerardo Ramos, and you said that's how
21 you tracked Pepe Martinez?

22 A Yes, sir.

23 Q What else if anything did you do with the
24 telephone?

25 A I provided Laredo Police Department the phone

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1 because we went over the contacts. And we knew that
2 we had a great piece of evidence for -- to help the
3 double homicide, which they were the same victims,
4 the same people. So they were the same assailants,
5 so we provided that for Laredo PD to further
6 investigate.

7 Q Who did you turn the phone over to?

8 A To Mr. Carlos Adan, Investigator Carlos Adan.

9 Q Do you remember when you turned over the
10 telephone?

11 A I want to say maybe a day or two later from the
12 actually obtaining the phone.

13 Q Okay. And I'm sorry when did you get the
14 phone?

15 A April 7, 2006, maybe on the 9th.

16 Q So after that, did you have any other
17 involvement or first of all in the investigation of
18 the double homicide?

19 A No, sir. I just giving them that information
20 that I had obtained.

21 Q Now let me take you back just for a second
22 then. You said that-that phone was dropped by one
23 of the assailants on the attempted assault on March
24 31st, is that correct?

25 A Which is Julio Cesar.

1 Q Okay. Now -- but you said it was Investigator
2 Paez who responded to or was the investigator
3 assigned to that case?

4 A Yes, sir.

5 Q Okay. Do you know who Janie Morales or Marisol
6 Morales are?

7 A I don't recall their names, sir.

8 Q Okay.

9 MR. MORENO: I'll pass the witness.

10 THE COURT: Mr. Balli.

11 CROSS-EXAMINATION

12 BY MR. BALLI:

13 Q Investigator Garcia?

14 A Yes, sir.

15 Q There was a couple of I guess attempts on the
16 Resendez's correct?

17 A Correct.

18 Q Before the homicide?

19 A Correct, sir.

20 Q And the first of these was on March 18, 2006,
21 correct?

22 A Correct, sir.

23 Q And the second was on April -- I'm sorry on
24 March 31, 2006, correct?

25 A Correct, sir.

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1 Q And on the March 31, 2006, attempt that is the
2 one where a phone was dropped, correct?

3 A Correct.

4 Q And that phone led you to Jose Pepe Martinez,
5 correct?

6 A Correct, sir.

7 Q And is it your understanding right now that
8 Jose Pepe Martinez was -- is charged by law
9 enforcement that Jose Pepe Martinez was involved in
10 the murder of the Resendez's on April 2, 2006?

11 MR. MORENO: Excuse me. Before he
12 answers that, can we approach, Your Honor?

13 THE COURT: You may.

14 (At sidebar.)

15 MR. MORENO: I know he's going to ask
16 questions about those people, but they're still sealed.

17 MR. BALLI: But, Your Honor, it's very
18 important for us on cross examination because the thing
19 is that they had evidence in their hands. And they
20 shouldn't have evidence in their hands on March 2nd
21 about Jose Pepe Martinez. And they did not follow-up on
22 that evidence. And I want to ask him.

23 MR. MORENO: That's fine. I don't think
24 we have to include that he's charged in this indictment.

25 MR. BALLI: I don't wanna do that.

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1 THE COURT: Okay.

2 MR. MORENO: You already said it.

3 MR. BALLI: Well I didn't say
4 specifically by law enforcement charges.

5 THE COURT: And he didn't specifically
6 say in this case.

7 MR. BALLI: And he's charged in state.

8 MR. MORENO: Okay. Let be careful with
9 the people.

10 THE COURT: Yes.

11 MR. MORENO: Okay. Thank you.

12 THE COURT: Thank you.

13 (End of sidebar.)

14 BY MR. BALLI:

15 Q It's your understanding that Jose Pepe Martinez
16 is charged with being involved in the murders that
17 happened on April 2, 2006?

18 MR. MORENO: Your Honor, can he clarify.
19 That's what I thought we didn't want to do.

20 THE COURT: Let me have you back at the
21 bench.

22 (At sidebar.)

23 THE COURT: Is he actually charged in
24 state court?

25 MR. MORENO: Well that's what he just

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1 said.

2 THE COURT: Well but -- I mean believe to
3 be involved, alleged to have been involved, suspected of
4 being involved. The charge is different because the
5 charge obviously means in any court so.

6 MR. VELA: The complaint there can be an
7 indictment.

8 MR. BALLI: I'll double check. But I
9 remember him being on the state indictment.

10 THE COURT: Well I don't want you--.

11 MR. BALLI: I have the indictment. I
12 have the indictment. I'll double check it.

13 MR. MORENO: Okay. And all I'm saying is
14 if you're asking is he charged, there gonna say it's in
15 state.

16 THE COURT: Right.

17 MR. MORENO: I don't want to leave him
18 hanging.

19 THE COURT: Using the term charged, that
20 he is actual charged. Right. Otherwise, you can say
21 alleged, suspected, believed, you know.

22 MR. BALLI: Okay.

23 MR. MORENO: All right.

24 (End of sidebar.)

25 BY MR. BALLI:

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1 Q Is it your understanding that Jose G. Martinez
2 is charged in a state indictment for -- along with
3 Raul Jasso and Gabriel Cardona for the murder of
4 Jesus Resendez?

5 A I do not recall on that case.

6 Q Okay. If I--.

7 MR. BALLI: Your Honor, permission to
8 approach the witness?

9 THE COURT: Let me -- if the question is
10 does he have that information, he has already indicated
11 that he doesn't recall. Let me see you at the bench for
12 a minute.

13 (At sidebar.)

14 THE COURT: It's one thing if it's a
15 matter to refresh his recollection.

16 MR. BALLI: Yes, Your Honor.

17 THE COURT: But if you're basically just
18 wanting to him to look at that and testify from that
19 it's different.

20 MR. MORENO: And just to clarify, it's my
21 understanding is that it's the police department who
22 charged them.

23 THE COURT: Well that's why I'm bringing
24 up that point because he was with the Webb County.

25 MR. BALLI: But he was working with in

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1 conjunction with them, so he should have some of that
2 information, Your Honor. He was working--.

3 THE COURT: Well I think -- I don't know
4 whether he should or shouldn't, but what I'm saying is
5 that there's a difference between asking somebody
6 something to refresh their recollection from a document
7 and just giving somebody a document and say tell me what
8 that says.

9 MR. MORENO: There will be -- the
10 detective who did all that will be testifying, and he
11 can ask him also. So--.

12 MR. BALLI: All right.

13 THE COURT: Okay.

14 (End of sidebar.)

15 BY MR. BALLI:

16 Q Do you have from your investigation and from
17 your work with people, the Laredo Police Department,
18 is it your understanding that Jose G. Martinez was
19 one of the people that was suspected of being
20 involved in that double homicide of Jesus and
21 Mariano Resendez?

22 A I cannot recall, sir. He was one of my
23 suspects at least to my case.

24 Q He was one of the suspects of the two
25 shootings?

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1 A Exactly.

2 Q In March?

3 A Exactly.

4 Q And at the shooting on March 31st, Jose G.
5 Martinez left behind a phone, correct?

6 A I'm not sure if it was him that left the phone.
7 It was dropped at the scene.

8 Q It was dropped at the scene. And so you don't
9 know whose phone that was?

10 A Based on the investigation, we found -- we
11 linked it to him.

12 Q So you linked it to him, so you mean that you
13 don't know if it's his, but you believe that it's at
14 least linked to him?

15 A At the time.

16 Q At the time. So it was linked to him. And in
17 linking it to him -- how did you link it to him?

18 A The -- on the contacts it had -- I want to
19 say -- and I don't remember the phone contacts.
20 It's been a while. It led us to the mother, I
21 believe. And that's how we found out whose phone it
22 was.

23 Q Okay. So did you essentially go to the mother
24 and say, do you recognize this phone number?

25 A We actually -- I think we spoke to her.

1 Q You spoke to her. Did you call her on that
2 phone? Did you use that phone to call here?

3 A I think we called her from the sheriff's
4 substation.

5 Q But using the cell phone?

6 A The contact number.

7 Q Using the contact number. Only the contact
8 number not the actual phone?

9 A Yes, sir.

10 Q And she advised you she recognized the number
11 and it was her son's?

12 A Yes, sir.

13 Q But that didn't happen until several days after
14 the Resendez murder, correct?

15 A Correct.

16 Q And the reason that-that didn't happen was
17 because you didn't get that -- you didn't collect
18 that piece of evidence until six days after the
19 evidence supposedly was left at the scene, correct?

20 A Correct, sir.

21 Q So it was left at the scene on March the 31st,
22 but you never -- you didn't collect it, correct?

23 A No.

24 Q Someone else picked up that phone?

25 A I want -- if I can recall, it was Julio Cesar

1 Resendez.

2 Q Julio Cesar Resendez picked up the phone?

3 A Yes, sir.

4 Q And Julio Cesar Resendez didn't give you phone
5 until several -- until like a week later?

6 A A week later. Yes, sir.

7 Q And he actually gave it to you five days after
8 the murder, correct?

9 A Correct.

10 Q And that would have been a very useful piece of
11 information, if he had given that to you on March
12 the 31st, correct?

13 A For our cases, yes.

14 Q And if he had given it to you on March the
15 31st, that might have led you to Jose G. Martinez on
16 April the 1st, or April the 2nd, correct?

17 A Correct.

18 Q And if you had gotten to Jose G. Martinez on
19 April 1st or April 2nd?

20 MR. MORENO: Excuse me. I understand
21 where we're going. But I think now we're getting into
22 speculation as to what might have happened or could have
23 happened.

24 THE COURT: Sustained.

25 BY MR. BALLI:

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1 Q If you had known that-that phone belonged Jose
2 G. Martinez on March the 31st or April the 1st,
3 would you have attempted to make contact with him?

4 A Correct.

5 Q And would you have considered him an important
6 suspect in the case?

7 A On my case, correct.

8 Q And if he had been a suspect in your case, you
9 could have gotten -- you could have tried to ID him,
10 correct?

11 A Correct.

12 Q And you could have tried to find out through
13 witness if Jose G. Martinez was one of the shooters
14 on March the 31st or on March the 18th?

15 MR. MORENO: Objection. I think we're
16 getting into speculation mode.

17 THE COURT: Sustained.

18 BY MR. BALLI:

19 Q And you would have liked to have had that piece
20 of evidence on March the 31st rather than -- rather
21 than on April the 5th, correct?

22 MR. MORENO: Again that would call for
23 speculation. What this witness would have wanted or
24 wished.

25 THE COURT: And relevance. It's

1 sustained.

2 MR. BALLI: Your Honor, it's relevant
3 because--.

4 THE COURT: Let me see you at the bench.

5 (At sidebar.)

6 THE COURT: I don't like all the
7 arguments in front of the jury.

8 MR. BALLI: I understand that.

9 THE COURT: What is the relevance of what
10 this witness would have wanted or liked or--?

11 MR. BALLI: Well, Your Honor, the reason
12 that it's important is that if he had had that phone he
13 could have solved the murder one.

14 THE COURT: Certainly and if he had--.

15 MR. MORENO: Not the murder.

16 MR. BALLI: He could have prevented the
17 murder.

18 THE COURT: Yeah. It would help. But he
19 didn't withhold it. He didn't have a piece of evidence.
20 He didn't. So--.

21 MR. BALLI: Wait, I'm not trying to
22 impeach him.

23 THE COURT: How is that relevant?

24 MR. BALLI: It's relevant because they're
25 saying that this phone belonged to -- their allegation

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1 is that it belonged to Jose G. Martinez.

2 THE COURT: Okay. And he has already
3 said that.

4 MR. BALLI: Well, yes. But it's evidence
5 that in some way tampered with because they didn't get
6 it for seven days.

7 THE COURT: That's fine. That's fine.
8 Then that's already established. But, again, how does
9 that -- whether he would have liked it earlier or not,
10 how is that relevant to any issue in the case?

11 MR. BALLI: Your Honor, it's also
12 relevant as to the type of work that the investigator
13 did. I mean the investigator should have collected that
14 piece of evidence instead of other people are collecting
15 the evidence for the investigator.

16 THE COURT: But you haven't determined
17 when it was picked up. You don't know if it was picked
18 up before or whether anybody, you know, withheld that.
19 I mean--.

20 MR. MORENO: And just to clarify, Your
21 Honor. He's not the investigator who responded to that
22 second shooting.

23 THE COURT: Right. And it would be
24 different if it was there, and they ignored it. If
25 somebody said I had it and they didn't ask for it, that

1 would be a different situation. But it hasn't been
2 shown whether the police were even aware of that before
3 it was turned over to them.

4 MR. BALLI: All right, Your Honor.

5 MR. MORENO: All right.

6 THE COURT: All right.

7 (End of sidebar.)

8 MR. MORENO: I'm sorry, Your Honor.

9 THE COURT: The objection is sustained.

10 BY MR. BALLI:

11 Q On April 7, 2006, you went to the home of Diana
12 Martinez, correct?

13 A I'm not sure if it's -- I mean she lives there.
14 I don't know if it's her home. I went to Musgo.

15 Q To that home that was a place that you
16 suspected that Jose G. Martinez possibly lived at or
17 might be found at, correct?

18 A Correct.

19 Q And the reason that you went there was that you
20 were looking for Jose G. Martinez, correct?

21 A Correct.

22 Q And you were looking for him because of that
23 cell phone that you had picked up, correct?

24 A Correct.

25 Q And you were in the company on that day of

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1 Investigator Carlos Adan, correct?

2 A I do not recall that day of him being there.

3 Q Who was with you?

4 A Investigator Esteban Paez and U.S. Border
5 Patrol Raul Nava.

6 Q Was Esteban Paez an investigator? At that time
7 he was an investigator with Webb County Sheriff's
8 Department?

9 A Correct, sir.

10 Q And when you went over there, were you going
11 over there to investigate the -- as part of your
12 investigation or were you already coordinating at
13 that time with the Laredo Police Department?

14 A Initially, it was part of our investigation.
15 And anything after that, we coordinated with PD --
16 with Laredo PD.

17 Q When you say anything after that, after what?
18 What day did you start coordinating with the Laredo
19 Police Department?

20 A I don't recall the day, maybe a day later.
21 That afternoon.

22 Q Okay. If you say a day later or that
23 afternoon, you're talking about April 7, 2006?

24 A Correct. It could have been.

25 Q So a day later or that afternoon, sometime

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1 April 7th or 8th probably is when you started
2 coordinating with the Laredo Police Department.

3 A Actually, when we didn't locate Mr. Martinez,
4 we knew because of our course of investigation we
5 knew that this subject was somehow directly involved
6 to that double homicide, and that's why we gave them
7 the information -- I mean the evidence.

8 Q Okay. So you knew or you had a very strong
9 suspicion that Jose G. Martinez was involved at that
10 point, right?

11 A Correct.

12 Q In the double homicide?

13 A Correct.

14 Q And you knew or had a very strong suspicion
15 that Jose G. Martinez was involved in these previous
16 shootings that you-all were investigating, correct?

17 A Correct.

18 Q And so on April 7, 2006, you started
19 coordinating or April 7th or April 8th you started
20 coordinating with the Laredo Police Department,
21 correct?

22 A On or about April 7th.

23 Q What day did you hear about the shootings, if
24 you recall? What day did you hear about the double
25 homicide of April 2, 2006 of Jesus and Mariano

1 Resendez?

2 A That night.

3 Q That night. And did you hear about it on the
4 local news or did you hear about it through some
5 other source?

6 A I think at the time I don't remember who was on
7 call, but they had received information. And they
8 called Mr. Doyle Holdrige. At the time, he was our
9 Major.

10 Q Okay.

11 A And called us all out to assist.

12 Q To assist PD?

13 A To find out any more information because of the
14 strong suspicion of the leads in the case.

15 Q Of the relationship between all three of the
16 cases?

17 A Exactly.

18 Q The Laredo Police Department case of April 2nd
19 and your case of March the 31st and your case of
20 March the 8th?

21 MR. MORENO: 18th.

22 BY MR. BALLI:

23 Q The 18th?

24 A Exactly.

25 Q And when you say on April 2nd, the day of the

1 homicides that you were called to assist, you don't
2 mean that you were called to assist the Laredo
3 Police Department at the scene of their crime,
4 correct?

5 A No, correct.

6 Q Because you weren't coordinating with the
7 Laredo Police Department until April the 7th,
8 correct, or the 8th?

9 A After obtaining that evidence.

10 Q And did anybody from the Laredo Police
11 Department between April the 2nd and April the 7th
12 or 8th ever contact you?

13 A I believe that night on April the 2nd,
14 Mr. Robert Garcia met with us. It was actually at
15 maybe a 1/2 mile from the scene.

16 Q So you met with Robert Garcia with the Laredo
17 Police Department on April 2nd?

18 A Correct.

19 Q And then you-all began coordinating on April
20 the 7th or April the 8th, correct?

21 A Correct. Excuse me.

22 MR. BALLI: I'll pass the witness.

23 THE COURT: Mr. Moreno.

24 MR. MORENO: Nothing further, Your Honor.

25 THE COURT: All right. Thank you. You

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1 may step down.

2 THE WITNESS: Thank you.

3 THE COURT: The next witness please.

4 (End of testimony.)

5 CERTIFICATE

6 I, Leticia O. Gomez, Official Court Reporter,
7 certify that the foregoing is a correct transcript from the
8 record of the proceedings in the above-entitled matter.

9 WITNESS MY OFFICIAL HAND, this 16th day of
10 February, 2010.

11
12 /S/LETICIA GOMEZ
13 Leticia O. Gomez
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